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BEFORE THE ARIZONA CORPORATION C

COMMISSIONERS

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KRISTIN K. MAYES - Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

2010 AUG 31 P 12: 44

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
SOLARCITY CORPORATION FOR SPECIAL
CONTRACT APPROVAL FOR SOLAR
SERVICES AGREEMENTS.

DOCKET NO. E-20690A-10-0214

PROCEDURAL ORDER

BY THE COMMISSION:

On May 26, 2010, SolarCity Corporation ("SolarCity") filed with the Arizona Corporation Commission ("Commission") an application for Special Contract Approval for a Solar Services Agreement ("SSA").

On July 12, 2010, the Commission issued Decision No. 71795 which addressed a previous application by SolarCity seeking an adjudication that it was not acting as a public service corporation when it provides solar services to Arizona schools, governments, and non-profit entities by means of an SSA. In Decision No. 71795, the Commission found that when SolarCity provides services to schools, governments, or other non-profit entities pursuant to an SSA, it is not acting as a public service corporation.

On August 20, 2010, the Commission's Utilities Division ("Staff") filed a memorandum in this docket stating that the SolarCity SSA that was the subject of Decision No. 71795 and the SolarCity SSA that is the subject of this docket are "nearly identical." In light of the Commission's findings in Decision No. 71795, Staff recommends that the Commission issue an order closing this docket.

Arizona Corporation Commission

DOCKETED

AUG 31 2010

DOCKETED BY

1 IT IS THEREFORE ORDERED that SolarCity shall file in this docket a statement averring
2 whether it agrees with Staff's assessment of the contract at issue in this docket and Staff's
3 recommendation to close the docket.

4 Dated this 30th day of August, 2010.

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JANE L. RODDA
ADMINISTRATIVE LAW JUDGE
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10 Copies of the foregoing mailed
this 30th day of August 2010 to:

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